

**UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
\$91,830.00 IN U.S. CURRENCY,  
Defendant.

No. LA CV15-06775-JAK (ASx)

## **CONSENT JUDGMENT OF FORFEITURE**

JS-6

ARMAN MOHAMMED NAZIR,  
Claimant.

This civil forfeiture action was commenced on September 11, 2015 with the filing of an under seal complaint (Dkt. 3) against the \$91,830.00 in U.S. Currency (the “defendant currency”) that was seized on November 6, 2014, during the course of a traffic stop of a Mercedes Benz vehicle driven by Arman Mohammed Nazir (“Nazir”) in Claremont, California. The complaint was unsealed on February 7, 2017 (Dkt. 20), and served on February 16, 2017 (Dkt. 21). Nazir filed a claim of interest on March 23, 2017

1 (Dkt. 23), and an answer to the complaint on May 4, 2017 (Dkt. 28). No other parties  
2 have appeared in this case and the time for filing claims of interest and answers has  
3 expired.

4 Plaintiff United States of America and Nazir have reached an agreement that is  
5 dispositive of the action. That agreement includes the terms of this Consent Judgment of  
6 Forfeiture.

7 THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

8 1. This Court has jurisdiction over the parties and the subject matter of this  
9 action.

10 2. Notice of this action has been given in accordance with law. All potential  
11 claimants to the defendant currency, other than Nazir, are deemed to have admitted the  
12 allegations of the Complaint. The allegations in the Complaint are sufficient to establish  
13 a basis for forfeiture.

14 3. The United States of America shall have judgment as to **\$46,830.00** of the  
15 defendant currency and all interest earned on the entirety of the defendant currency since  
16 seizure, and no other person or entity shall have any right, title or interest therein. The  
17 United States is ordered to dispose of said funds in accordance with law.

18 4. **\$45,000.00** of the defendant currency, without interest, shall be returned to  
19 Nazir by either check or wire transfer. If the United States elects to make the payment  
20 by check, the check shall be payable to “Gerard Fox Law, P.C. Client Trust Account,”  
21 and mailed to Thomas P. Burke Jr., Esq., Gerard Fox Law, P.C., 1880 Century Park  
22 East, Suite 1410, Los Angeles, California 90067. If the United States elects to make the  
23 payment by wire transfer, the funds shall be wire transferred to the Gerard Fox Law, P.C.  
24 Client Trust Account. Nazir and his attorney shall provide any and all information,  
25 including personal identifiers, needed to process the return of these funds according to  
26 federal law.

27 5. Nazir releases the United States of America, its agencies, agents, and  
28 officers, including employees, officers and agents of the Drug Enforcement

Administration, from any and all claims, actions or liabilities arising out of or related to this action or the underlying seizures, including, without limitation, any claim for attorney's fees, costs or interest which may be asserted on behalf of Nazir, whether pursuant to 28 U.S.C. § 2465 or otherwise. If Nazir has submitted a petition for remission concerning the defendant currency, said petition is withdrawn and Nazir has waived any rights he may have to seek remission or mitigation of the forfeiture of the defendant currency to be forfeited by this judgment.

6. This agreement is not admissible in any proceeding, civil or criminal, except for purposes of enforcing or interpreting the terms of the agreement. The United States agrees that it will not seek forfeiture of any of the funds being released to Nazir pursuant to the terms of this agreement.

7. Each of the Parties shall bear its own attorney's fees and costs in connection with this matter.

8. The Parties waive all appeal rights with respect to this forfeiture matter.

9. There was reasonable cause for the seizure of the defendant currency and institution of these proceedings. This judgment shall be construed as a certificate of reasonable cause pursuant to 28 U.S.C. § 2465.

IT IS SO ORDERED.

Dated: August 24, 2017

*John H.*

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JOHN A. KRONSTADT  
UNITED STATES DISTRICT JUDGE

[Signatures of parties appear on the next page]

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3 **Approved as to Form and Content:**

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5 Dated: August 9, 2017

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SANDRA R. BROWN  
Acting United States Attorney  
LAWRENCE S. MIDDLETON  
Assistant United States Attorney  
Chief, Criminal Division  
STEVEN R. WELK  
Chief, Asset Forfeiture Section

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10 /s/  
11 KATHARINE SCHONBACHLER  
12 Assistant United States Attorney

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15 Attorneys for Plaintiff  
16 United States of America

17 Dated: August 7, 2017

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21 GERARD FOX LAW, P.C.  
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24 /s/  
25 THOMAS P. BURKE JR., ESQ.  
26  
27 Attorneys for Claimant  
28 ARMAN MOHAMMED NAZIR

29 Dated: July 31, 2017

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33 /s/  
34 ARMAN MOHAMMED NAZIR  
35 Claimant